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Assistant Federal Defender  
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Attorneys for Defendant  
5 GARY STEPHEN MAYNARD

6  
7 IN THE UNITED STATES DISTRICT COURT  
8 FOR THE EASTERN DISTRICT OF CALIFORNIA

9 UNITED STATES OF AMERICA, ) Case No. 2:21-cr-00224-DAD-1  
10 )  
Plaintiff, )  
11 vs. ) **STIPULATION AND ORDER TO CONTINUE**  
12 ) **STATUS CONFERENCE, AND TO EXCLUDE**  
GARY STEPHEN MAYNARD ) **TIME**  
13 ) Date: January 31, 2023  
Defendant. ) Time: 9:30 a.m.  
14 ) Judge: Hon. Dale A. Drozd  
15 )

16 IT IS HEREBY STIPULATED by and between the parties hereto through their  
17 respective counsel, United States Attorney Phillip A. Talbert, through Assistant United States  
18 Attorney Michael Anderson, attorney for Plaintiff, and Federal Defender Heather Williams,  
19 through Assistant Federal Defender Hannah Labaree, attorney for defendant Gary Stephen  
20 Maynard, that the previously-scheduled status conference date of January 31, 2023, be vacated  
21 and the matter be set for status conference on February 14, 2023 at 9:30 a.m., at the defendant's  
22 request.

23 The defense requests additional time to review the discovery with her client, who is in  
24 custody at the Nevada City Jail, located one hour 15 minutes from the Office of the Federal  
25 Defender in downtown Sacramento. The parties are in active discussions regarding resolution of  
26 the case.

27 Based upon the foregoing, the parties agree that time under the Speedy Trial Act should  
28

1 be excluded from this order's date through and including February 14, 2023, pursuant to 18  
2 U.S.C. §3161 (h)(7)(A)and (B)(iv) (reasonable time to prepare), and General Order 479, Local  
3 Code T4, based upon continuity of counsel and defense preparation.

4 Counsel and the defendants also agree that the ends of justice served by the Court  
5 granting this continuance outweigh the best interests of the public and the defendant in a speedy  
6 trial.

7 Respectfully submitted,

8 Dated: January 25, 2023

HEATHER E. WILLIAMS  
Federal Defender

9  
10 /s/ Hannah Labaree  
HANNAH LABAREE  
Assistant Federal Defender  
Attorney for Defendant  
Gary Stephen Maynard

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12  
13 Dated: January 25, 2023

PHILLIP A. TALBERT  
United States Attorney

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15 /s/Michael Anderson  
MICHAEL ANDERSON  
Assistant U.S. Attorney  
Attorney for Plaintiff  
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ORDER

Having received, read, and considered the parties' stipulation, and good cause appearing therefore, adopts the parties' stipulation in its entirety as its Order. The Court specifically finds the failure to grant a continuance in this case would deny counsel reasonable time necessary for effective preparation, taking into account the exercise of due diligence. The Court also finds the ends of justice are served by granting the requested continuance and outweigh the best interests of the public and defendant in a speedy trial.

The Court orders the time from the date of this order, up to and including February 14, 2023, shall be excluded from computation of time within which the trial of this case must be commenced under the Speedy Trial Act, pursuant to 18 U.S.C. § 3161(h)(7)(A) and (B)(iv) [reasonable time for counsel to prepare] and General Order 479, (Local Code T4). It is further ordered the January 31, 2023 status conference shall be continued until February 14, 2023, at 9:30 a.m. However, no further continuances of the status conference in this case will be granted absent a compelling showing of good cause based upon reasons and circumstances in addition to those already presented.

IT IS SO ORDERED.

Dated: January 26, 2023

  
UNITED STATES DISTRICT JUDGE